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4 **UNITED STATES DISTRICT COURT**  
5 **DISTRICT OF NEVADA**  
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7 UNITED STATES,

8 Plaintiff,

9 vs.

10 JERMAINE SMITH,

11 Defendant.  
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Case No. 2:12-cr-00004-MMD-GWF

**ORDER**

13 This matter is before the Court on Defendant Jermaine Smith's ("Smith") Motion for  
14 Reconsideration (#165), filed June 12, 2012.

15 By way of this motion, Smith requests reconsideration of the pretrial detention order (#126).  
16 Pursuant to Local Rule IA 10-6(a), "[a] party who has appeared by attorney cannot while so  
17 represented appear or act in the case." The motion was not filed through Smith's appointed  
18 attorney and will be denied. Smith is not precluded from filing this request through his appointed  
19 attorney. Accordingly,

20 **IT IS HEREBY ORDERED** that Defendant's Motion for Reconsideration (#165) is  
21 **denied without prejudice.**

22 DATED this 14th day of June, 2012.

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25 **C.W. Hoffman, Jr.**  
26 **United States Magistrate Judge**  
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